APPROVED: MEETING NO. 54-85

ATTEST: Relen Maleneghar

MAYOR AND COUNCIL

ROCKVILLE, MARYLAND

MEETING NO. 51-85

November 18, 1985

The Mayor and Council of Rockville, Maryland, convened in executive session in the City Manager's Conference Room, Rockville City Hall, Maryland at Vinson Street, Rockville, Maryland, on Monday, November 18, 1985, at 6:45 p.m. to discuss personnel.

PRESENT

Mayor Steven Van Grack

Councilman Steve Abrams
Councilman Douglas Duncan

Councilman James F. Coyle

Councilman Peter Hartogensis

The Mayor in the Chair.

Re: Adjournment

There being no further business to come before the Mayor and Council in executive session, the meeting was adjourned at 7:55 p.m.

The Mayor and Council of Rockville, Maryland, convened in general session in the Council Chamber, Rockville City Hall, Maryland at Vinson Street, Rockville, Maryland, on Monday, November 18, 1985, at 8:00 p.m.

PRESENT

Mayor Steven Van Grack

Councilman Steve Abrams
Councilman Douglas Duncan

Councilman James F. Coyle
Councilman Peter Hartogensis

The Mayor in the Chair.

In attendance: Acting City Manager Daniel Hobbs; City Clerk Helen Heneghan; City Attorney Paul Glasgow.

Re: City Manager's Report

Mr. Hobbs reported the following:

- 1. On Wednesday, November 20, the Montgomery County Community Television will launch two public access channels. Channel 22 will feature local programs produced by Montgomery County residents. Channel 30 will provide County Government news and information, programming similar to Rockville's Channel 23.
- 2. Last Wednesday, the City Manager participated in the County Emergency Management Group meeting. This is a twice a year meeting of key County Government staff and municipal staff to review emergency preparedness procedures in the event of a disaster such as an extremely serious snow storm, tornado, or chemical spill. This pre-planning helps insure better coordination and communication should such emergency occur.
- 3. The Montgomery County School Board will be making its decision on Area 2 Schools on Tuesday, November 26, at 7:30 p.m. at Wheaton High School. The Mayor testified on this matter on November 13 and will be testifying again on November 23.
- 4. This morning Chief Stout and the City Manager met with the County's Chief Administrative Officer and the County's Police Chief to discuss mutual needs in order to update the memorandum of understanding between the two jurisdictions. Now, both police departments will formally review the agreement and identify issues that need to be discussed further.

In answer to the Mayor's question, the City Manager explained that although the agreement of mutual understanding expired November, 1984, work has continued on an ad hoc basis.

Re: Presentations

On behalf of the Mayor and Council, Mayor Van Grack presented a Certificate of Appreciation to Irvin Schwartz, past member of the City's Economic Development Council and long-time businessman in the City.

On behalf of the citizens of the City, the Mayor and Council presented commemorative plates showing landmarks of the city and plaques of appreciation for their long service to the City of Rockville to former Mayors John Freeland and Viola Hovsepian and former Councilman John Tyner.

Re: Citizen's Forum

The Mayor opened the meeting to those citizens who wished to address the Mayor and Council:

- 1. Robert Jacques. Mr. Jacques said he is concerned with the impropriety of City officials taking sides on an issue in which there is no City consensus such as the recent School Board testimony. Whatever the merits, the City is divided. If the Mayor and Council wish to speak as individuals, there is no problem. However a question arises as to the propriety and wisdom of speaking on such as individuals.
- 2. Viola Hovsepian, 2 Tweed Court. Mrs. Hovsepian addressed the Council concerning the CDBG decisions before them this evening and suggested funding for Stepping Stones, a family shelter that works with families and has served over six hundred this year, spending over \$20,000 for Rockville people.
- 3. Nora Kaplan, 631 West Lynfield. Mrs. Kaplan spoke on behalf of the Monroe/Lynfield Homeowners Association and congratulated the Mayor and Council on its election and thanked them for the City assistance in CDBG process, particularly Mr. Morningstar, Mr. Cutro and Mr. Duffy. She said the association is greatly encouraged by the evaluation received although they were not selected for funding. If additional funds are acquired her association would appreciate help.

4. Ruth Loevinger, 12 Lakeside Overdrive, Treasurer of the candidacy for a School Board race and a former member of the Board of Elections of Supervisors. Mrs. Loevinger told the Council she is glad they are looking into election practices. She compared the City reporting forms with those of other jurisdictions. She said an orderly schedule of contribution reporting and further itemizing of expenditures is necessesary. She also expressed her displeasure with the election day procedures and the process of re-running the ballots. She suggested the Mayor and Council take leadership at this time since the Board of Elections is more reactive than pro-active and the election laws must be re-thought.

There being no other citizen wishing to be heard, the Mayor closed the citizen's forum portion of the meeting.

Re: Report from City
representative on
County Council CATV
Oversight Committee

Mr. Chaisson updated the Council and explained that Tribune United stopped construction in October. On November 12 the County Executive initiated proceedings to revoke the franchise and take certain financial steps. On November 12, Tribune United got a restraining order and on November 14 the County is going back to court to attempt to take over the \$5 million. At the present time, Tribune United is seeking a buyer and the County Council is investigating several avenues to follow up. He will do his best to keep the Mayor and Council informed of their activities.

Re: Public Hearing: Map
Amendment
Application, M-45-85,
William Fisher,
Applicant, request to
rezone 3.45525 acres,
at 905 Veirs Mill
Road from the present
R-60, Residential
Zone to 0-1, Office
Zone

The Mayor and Council conducted a public hearing on Map Amendment M-45-85, William Fisher, Applicant, requesting the rezoning of 3.45525 acres at 905 Veirs Mill Road from the present R-60, Residential Zone to the 0-1, Office Zone, and heard those persons as will be found in the official stenographic transcript of the hearing. There being no other citizen wishing to be heard, the Mayor declared the hearing closed and the record to be held open for four weeks.

Re: Decision - Use of CDBG Funds

The City of Rockville has for several years received its Community

Development Block Grant (CDBG) funds through an urban county cooperation agreement with the Montgomery County Government. The amount of money passed on to Rockville is calculated by the U.S. Department of Housing and Urban Development. It is based upon the number of low-moderate income persons living in the City.

Low-moderate income is defined as families meeting the eligibility criteria of the Federal Section 8 Rental Assistance Program.

In order to be eligible for CDBG funding, a proposal must meet one of three criteria:

- 1) It must benefit low-moderate income faimilies. That benefit may be either directly to an eligible family or serve an area in which the population is 51%+ low-moderate income families.
- It must control or abate slum or blight.
- 3) It must meet an urgent community need which is of recent origin and which poses a serious and immediate threat to the health and/or welfare of the community.

Meeting No. 51-85

In addition to meeting one of the three eligibility criteria, a CDBG proposal must also meet the requirements of Federal regulations. Administration costs may not exceed 20% of the grant. Public service projects may not exceed 15% of the grant.

Rockville's CDBG application is to be submitted to Montgomery County by December 1, 1985. The CDBG projects and the dollar amount recommended by the staff committee to be included in the City's submission are:

Manna Food Center	\$8,500
Lincoln Park Citizens Association	23,000
RHA Planning	3,000
RHA Employment Counseling	15,000
Loan/Grant Rehab	150,000
Handicapped Accessible Doors	13,000
Lincoln/Croyden Park Water Main Lining	67,000
CDBG Administration Costs	35,000
	\$315,000

Councilman Coyle asked staff for explanations on some of the allocations. Mr. Duffy explained that public service projects totalled \$46,500 which is 15 percent of the total. Councilman Coyle suggested that the City assist in resources for the frail elderly. Councilman Abrams asked if funding could be added for Stepping Stones and Montrose Recreation Center. Mr. Duffy explained that Montrose does not qualify because of the 51 percent low-moderate income family criterion and since the City has reached the 15 percent cap on public service projects, Stepping Stones could only be added if additional funds were given. Councilman Abrams asked the staff return with information on Stepping Stones at budget time.

On motion of Councilman Duncan, duly seconded and unanimously passed, the CDBG recommendations were approved.

Re: Review of City testimony on the Superintendent's recommendations for Area 2 Schools

Mr. Charles Haughey, Chairman of the Education Commission, presented a report from Education Commission. The Council reviewed the testimony and made several suggestions for testimony. The Education Commission is again meeting Wednesday and can review the suggested changes. The Mayor and Council agreed to meet in work session on Thursday, at 8:00 p.m. to prepare final testimony based on the Education Commission's recommendations.

The starr was instructed to provide video tape capabilities at Saturday's hearing before the Board of Education.

Re: Correspondence

The Mayor and Council noted the following items of correspondence:

- 1. Zambellie, Inc., re fireworks display
- 2. Rudolf Buerger, re election complaint

Councilman Hartogensis said he is quite disturbed and hoped that the staff would take action by finding out who caused the situation and send a letter of reprimand.

- 3. H. R. Crawford, COG, re thank you for contribution
- 4. Richard H. Irwin, re Antique Car Show & compliments to staff
- 5. State Ethics Commission, re update of Rockville law

Re: Information Items

- 1. RHA request for hearings before Landlord/Tenant Commission
- 2. Information on November 15 play at F. Scott Theatre
- 3. Letter complimenting City employee
- 4. Information on suit filed against the City
- 5. Memo on Training and Group Dynamics for City Boards and Commissions
- 6. Draft letter to local editors re City/County distinction
- 7. Information on Zoning Text Amendment T-70-85

Meeting No. 51-85

Re: New Business

1. Councilman Hartogensis proposed that the Mayor and Council institute a consent calendar and explained the process. Councilman Abrams supported the concept but suggested several modifications, including that the calendar should be at the end of the meeting. Councilman Hartogensis noted that unless it is at the beginning of the meeting, it loses its value. The Mayor suggested Councilman Hartogensis ideas be forwarded to the staff for their recommendation.

Re: Adjournment

There being no further business to come before the Council in general session, the meeting was adjourned at 11:29 p.m. to convene again in work session on Thursday, November 21, at 8:00 p.m. or at the call of the Mayor.